

Honorable Judge Benjamin H. Settle

**UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT TACOMA**

CLYDE RAY SPENCER, MATTHEW RAY  
SPENCER, and KATHRYN E. TETZ,

Plaintiffs,

v.

FORMER DEPUTY PROSECUTING  
ATTORNEY FOR CLARK COUNTY  
JAMES M. PETERS, DETECTIVE  
SHARON KRAUSE, SERGEANT  
MICHAEL DAVIDSON, CLARK COUNTY  
PROSECUTOR'S OFFICE, CLARK  
COUNTY SHERIFF'S OFFICE, THE  
COUNTY OF CLARK, SHIRLEY  
SPENCER, and JOHN DOES ONE  
THROUGH TEN,

Defendants.

NO. C11-5424-BHS

SECOND DECLARATION OF  
JEFFREY FREIMUND IN  
SUPPORT OF SUMMARY  
JUDGMENT FOR  
DEFENDANTS

**NOTE ON MOTION  
CALENDAR:** June 22, 2012

Pursuant to 28 U.S.C. § 1746, JEFFREY FREIMUND, declares under penalty of perjury under the laws of the State of Washington and the United States of America that the following is true and accurate:

1. I am an attorney representing defendant Michael Davidson in the above-captioned matter. I am over the age of 18, competent to testify about the matters stated herein, and make this declaration based on my personal knowledge.

3. Defendant Michael Davidson retired from the Clark County Sheriff's Office in September 1993, and has not worked for the County since.

SIGNED this 21<sup>st</sup> day of June, 2012 in Olympia, WA.

s/Jeffrey A. O. Freimund

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Attorney for Defendant Michael Davidson

**CERTIFICATE OF SERVICE**

I hereby certify that on June 22, 2012, I caused to be electronically filed the foregoing document with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following:

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